

OGC Has Reviewed

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OGC 8-1191

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30 June 1958

MEMORANDUM FOR: Director of Central Intelligence

SUBJECT: General Government Training Legislation

This memorandum contains a recommendation submitted for approval of the Director of Central Intelligence. Such recommendation is contained in paragraph 8.

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1. Since 1952 the Agency has expressed to the Bureau of the Budget and the Civil Service Commission opposition to the inclusion of CIA in broad legislation for training programs applicable to the Government generally.

Our letter requested that the language be clarified so that the CIA authority would not be impaired by the proposed bill.

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2. In 1955 the Bureau of the Budget requested comments from CIA on another draft bill prepared by the Civil Service Commission. The proposed bill did not exempt the Agency and repealed Section 4 of P. L. 110. In a letter to the Bureau of the Budget dated 8 February 1955 we objected to the draft bill and requested exemption from the bill and retention of Section 4. Following this letter the Bureau of the Budget suggested the Agency discuss the draft proposal with the Civil Service Commission.

3. An Administration proposal for training legislation was introduced in the Senate on 9 January 1957. This bill, S. 385, exempted the Agency and a number of other Government agencies including the Foreign Service, AEC,

FBI, TVA and others. This bill was endorsed by the Bureau of the Budget, the Civil Service Commission and the Department of Defense. In the meantime, a general training proposal was introduced by Congressman Rees, H. R. 6001. Specifically objecting to H. R. 6001 were the above-mentioned agencies which favored S. 385, i. e., Bureau of the Budget, Civil Service Commission and Department of Defense. H. R. 6001 included the Agency in its coverage and repealed Section 4 of P. L. 110. However, it did provide that the President could exempt any agency of Government from all or part of the bill.

4. S. 385 was passed by the Senate on 12 April 1957 and, after referral to the House, hearings were conducted by the House Post Office and Civil Service Committee on 16 May 1957. These hearings were never printed and on two occasions this year and as recently as 2 June 1958 this office contacted the House Committee attempting to procure those hearings. According to our records the then Legislative Counsel of the Agency contacted the Chief Counsel of the House Committee shortly after hearings were held on S. 385 and was assured that the bill would not move along prior to discussions with the Agency.

5. Neither the Bureau of the Budget, the Civil Service Commission nor the Committees of Congress requested the Agency's views on either S. 385 or H. R. 6001. Apparently Mr. Murray, Chairman of the House Post Office and Civil Service Committee, was extremely reluctant to let any training bill come to the floor of the House but was prevailed upon by the Administration to take action. The price for this agreement by Mr. Murray was that the Administration, including the Bureau of the Budget and Civil Service Commission, would have to accept the House version in order to get any training bill. This "arrangement" has been explained to us after the fact from four separate sources including the Bureau of the Budget, Civil Service Commission and the Senate and the House.

6. The fact that the language of H. R. 6001 was being considered for action in lieu of S. 385 came to our attention by virtue of the Bureau of the Budget requesting the Comptroller's office to furnish over-all training figures of the Agency. The Comptroller's office discussed this query with this office on 23 June. Being concerned in connection with what legislation these figures were being requested, this office sought to determine what action was being taken. Through telephone calls to the Bureau of the Budget, we learned on the morning of 24 June that the House Committee planned to report out S. 385 by inserting the language of H. R. 6001 with the approval of the Bureau of the Budget.

7. Reflecting the fact that an "arrangement" had been made, the House reported out S. 385 with all but the enacting clause stricken and the language of H. R. 6001 inserted. Their report included the letters of opposition to H. R. 6001 and approval of S. 385 and simply states that the views of the Bureau of the Budget and Civil Service Commission had changed since the date of those letters in August 1957. The bill was reported out on 24 June 1958, passed by the House on 26 June under a suspension of rules and subsequently passed by the Senate on 27 June. In bringing this matter before the Senate, the Chairman of the Senate Post Office and Civil Service Committee, Senator Johnston, announced on the floor that the House made some minor amendments in S. 385 which he had discussed with the ranking minority member and members of the Committee. He further stated "all have agreed that it would be best at this time to concur in the House amendments."

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8. We have received from the Bureau of the Budget this afternoon a copy of the Enrolled Bill, S. 385 (copy attached), requesting our views within 48 hours.

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Recommend signature.

JOHN S. WARNER
Legislative Counsel

Att 1 - Proposed ltr to Bur of Budget
Att 2 - Enrolled Bill S. 385

The recommendation in
paragraph 8 is approved

*Letter to Bur/Budget signed
by DCI 2 July 58.*

ALLEN W. DULLES
Director

OGC/LC:JSW:mks

cc: DCI w/Att 1 and 2

DDCI w/Att 1

ER w/Att 1

✓ DD/S w/Att 1

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Legislative Counsel w/Att 1 and background